

FILED

APR 30 2002

**NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT**

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

In Re: Vitamins Antitrust Litigation

Misc. No. 99-0197 (TFH)

This Document Relates To:

MDL No. 1285

NBTY, Inc., Rexall Sundown, Inc., Twin Laboratories, Inc., and Cambr Company, Inc., f/k/a Solgar Vitamin & Herb Company v. F. Hoffmann-La Roche Ltd., et al, Case No. CV-99-4380 (E.D. N.Y.),

**Case No. 99-CV-2372
(D.D.C.)**

Perrigo Company, et al v. F. Hoffmann-La Roche Ltd., et al, Case No. 99-CV-0590 (E.D. Mich.),

**Case No. 99-CV-2411
(D.D.C.)**

Natural Alternatives International, Inc., Nutraceutical Corporation, Makers of Kal, Inc., and Weider Nutrition Group, Inc. v. F. Hoffmann-La Roche Ltd., et al, Case No. 99-CV-1858S (S.D. Cal.),

**Case No. 99-CV-2682
(D.D.C.)**

Leiner Health Products Inc. v. F. Hoffmann-La Roche Ltd., et al, Case No. 99-09832-JSL (C.D. Cal.),

**Case No. 99-CV-3047
(D.D.C.)**

**ORDER OF DISMISSAL, WITH PREJUDICE, OF THE
"NBTY" PLAINTIFFS' CLAIMS AGAINST DEFENDANT NEPERA, INC.**

This cause is before the Court on the Stipulation of Plaintiffs NBTY, Inc., Perrigo Company, Natural Alternatives International, Inc., Nutraceutical Corporation, Makers of Kal, Inc., Leiner Health Products, Inc., Twin Laboratories, Inc., and Rexall Sundown, Inc. (collectively the "NBTY Plaintiffs") and Defendant Nepera, Inc. ("Nepera") for the dismissal, with prejudice, of the "NBTY Plaintiffs' claims in the above-captioned cases against Nepera. The Court has considered the Stipulation, the record in this case, and being otherwise advised, it is

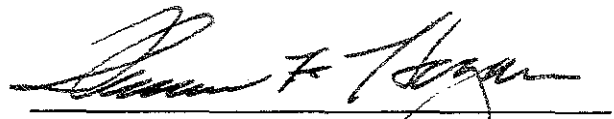
Ordered and Adjudged that the foregoing Stipulation of Dismissal, With Prejudice, of the "NBTY" Plaintiffs' claims against Defendant Nepera, Inc. be and the same is accepted and

2005

approved. Accordingly, it is

Ordered and Adjudged that the "NBTY" Plaintiffs' claims in the above-captioned cases against Defendant Nepera, Inc. be and the same are hereby dismissed, with prejudice. This dismissal is without prejudice to the "NBTY" Plaintiffs' claims against any other Defendants or alleged co-conspirators in the above-captioned cases.

Done and ordered in chambers in Washington, D.C. this 30 day of April,
2002.


United States District Judge

/142207